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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-23509-2024**Date of Decision: 16.09.2024****VICKY AND ORS**

..... Petitioners

*Versus***UNION TERRITORY OF CHANDIGARH AND ORS**

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Ms. Divya Sharma, Advocate
for the petitioners.

Mr. Aman Pal, Advocate
for the respondents.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioners through instant petition under Articles 226/227 of the Constitution of India are seeking direction to respondents to appoint them as Home Guard Volunteers on compassionate ground.

2. The petitioners are wards of Home Guard Volunteers who passed away after January' 2021 while in service. The respondent-U.T. Administration vide standing order dated 11.05.2017 made a policy to appoint wards of Home Guard Volunteers on compassionate ground. The said policy was withdrawn vide standing order dated 14.01.2021. The Home Guard Volunteers herein have passed away after January' 2021, thus, their wards cannot claim benefit of standing order dated 11.05.2017.

3. Learned counsel for the petitioners submits that U.T. Administration has framed Union Territory of Chandigarh Employees (Condition of Service) Rules, 2022 w.e.f. 29.03.2022 whereby rules



applicable to Central Government employees have been adopted. As per instructions issued by Central Government, the wards of Home Guard Volunteers are at par with Police Officials, thus, after withdrawal of standing order dated 11.05.2017, the respondents are bound to consider case of the petitioners in the light of instructions issued by Central Government.

4. Learned counsel for the respondents submits that representation of the petitioners is pending before authorities, however, they have not raised question of applicability of Central Government instructions to wards of Home Guard Volunteers. The Home Guard Volunteers herein have passed away post 14.01.2021, thus, their wards cannot claim benefit of standing order dated 11.05.2017, nevertheless, case of petitioners would be considered in the light of instructions issued by Central Government.

5. In the wake of statement of both sides, the present petition stands disposed of with a direction to respondents to consider claim of the petitioners within 6 months from today in the light of Union Territory, Chandigarh Employees (Condition of Service) Rules, 2022 and instructions issued by Central Government. The instant petition may be treated as representation of petitioners.

(JAGMOHAN BANSAL)
JUDGE

16.09.2024
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>